

September 28, 2005

Hon. James Orenstein, United States Magistrate Judge  
United States District Court  
Eastern District of New York  
Long Island Courthouse  
100 Federal Plaza  
Central Islip, New York 11722

RE: Rutkowski v. County of Suffolk, et al.,  
Docket No. 04-0133 (TCP)(JO)

Dear Magistrate Judge Orenstein:

I wish to inform the Court that the above matter has been settled by all parties. Upon execution, a Stipulation and Order of Voluntary Dismissal and a General Release shall be submitted to the Court. Pursuant to the Courts scheduling order in this matter, a Pre-trial Order was to be submitted this date. In lieu of the above mentioned settlement the parties will do not believe the submission of a Pre-trial Order is necessary. Nonetheless, should the Court desire that such an order be submitted the parties will endeavor to do so forthwith. Thank you.

Respectfully submitted,

CHRISTINE MALAFI  
Suffolk County Attorney

BY:

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